



W.P Nos.8760, 8763, 8765 and 8768 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03.04.2024

CORAM

THE HON'BLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE J.SATHYA NARAYANA PRASAD

W.P Nos.8760, 8763, 8765 and 8768 of 2024
and W.M.P.Nos.9765, 9768, 9771, 9773 of 2024

Arumugam	.. Petitioner in W.P.8760 of 2024
Soundarajan	.. Petitioner in W.P.8763 of 2024
Jothimani	.. Petitioner in W.P.8765 of 2024
Palaniyammal	.. Petitioner in W.P.8768 of 2024

-VS-

1.The District Collector
Salem District Collectorate
Salem District-01.

2.The Tahsildhar
Omalur Tahsildhar Office
Omalur Taluk, Salem District.

3.The Revenue Inspector
Office of the Revenue Inspector
Karuppur Village, Omalur Taluk
Salem District.

.. Respondents in all the W.Ps.

Common Prayer: Petitions filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorarified Mandamus calling for Section 7 of the Tamil Nadu Land Encroachment Act dated 29.12.2023 on the file of the 3rd respondent and directing the respondents to



W.P Nos.8760, 8763, 8765 and 8768 of 2024

grant Patta to the petitioner by considering the petitioner's representation dated 11.12.2023.

In all W.Ps

For the Petitioners : Mr.A.Sathasivam

For the Respondents : Mr.A.Edwin Prabakar
State Government Pleader
Assisted by Mr.K.Karthik Jegannath
Government Advocate
-for R1 to R3

* * * * *

COMMON ORDER

(Made by the Hon'ble Chief Justice)

We have heard Mr.A.Sathasivam, learned counsel for the petitioners and Mr.A.Edwin Prabakar, learned State Government Pleader assisted by Mr.K.Karthik Jegannath, learned Government Advocate for the respondents 1 to 3.

2. Learned counsel for the petitioners submits that the petitioners are occupying the subject property for more than 50 years and the tax receipts are also placed on record. Section 7 notice under the Land Encroachment Act, 1905 has been issued and the petitioners have also filed applications for grant of patta.



W.P Nos.8760, 8763, 8765 and 8768 of 2024

WEB COPY

3. The impugned notices are issued under Section 7 of the Act.

The petitioners shall have every right to give explanation and reply to the said notices under Section 7. Before proceeding under Section 6 of the Act, the authorities will consider the reply filed by the petitioners on its own merits and in accordance with law.

4. If an order is passed adverse to the interest of the petitioners under Section 6 of the Land Encroachment Act, the petitioners have a remedy of appeal under Section 10 of the said Act.

5. With the above observation, this writ petition is disposed of. There shall be no order as to costs. Consequently, connected miscellaneous petitions are closed.

(S.V.G., CJ.)

(J.S.N.P., J.)

03.04.2024

Index : Yes/No
Neutral Citation : Yes/No
kst



W.P Nos.8760, 8763, 8765 and 8768 of 2024

WEB COPY

To

- 1.The District Collector
Salem District Collectorate
Salem District-01.
- 2.The Tahsildhar
Omalur Tahsildhar Office
Omalur Taluk, Salem District.
- 3.The Revenue Inspector
Office of the Revenue Inspector
Karuppur Village, Omalur Taluk
Salem District.



W.P Nos.8760, 8763, 8765 and 8768 of 2024

THE HON'BLE CHIEF JUSTICE
AND
J.SATHYA NARAYANA PRASAD, J.

(kst)

W.P Nos.8760, 763, 8765
and 8768 of 2024

03.04.2024